274B/1275

BOOK 10655 PG 101

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

MERRELL STANLEY RIDLEY,

Plaintiff,

vs.

KENNETH WAYNE RIDLEY,

Defendant.

Case No: 97D-1373

PICK-UP

97 OCT 22 PM 4:27

IDENTIFICATION REFERENCE 0361744

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 28th day of July, 1997 before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for absolute divorce heretofore filed by the Plaintiff, testimony of the Plaintiff and her witnesses in open Court, Default Judgment heretofore granted, argument of counsel, and from the record taken as a whole, from all of which it appears to the Court and the Court finds as follows:

1. This Court has jurisdiction in all necessary particulars in this case.

2. The Plaintiff is entitled to an absolute divorce on the grounds that the Defendant is guilty of such cruel and inhuman treatment or conduct towards Plaintiff as to render further cohabitation unsafe and improper and the Defendant has abandoned Plaintiff and turned Plaintiff out of doors and refused or neglected to provide for Plaintiff.

3. The Plaintiff's address is 723 Willow Trace Drive, Whites Creek, Tennessee 37189.

4. The Defendant's address is 817 21st Avenue North, Nashville, TN 37208.

5. Wife should be awarded all items of personal property in her possession and any right, title or interest that husband may have in the same be divested out of husband and vested into wife.

6. The real property of the parties locate at 723 Willow Trace Drive, Whites Creek, Tennessee and 1213 Joseph Avenue, Nashville, Tennessee shall be awarded to wife.

7. The husband shall be responsible and shall hold harmless the indebtedness to Suntrust Bank the same being reasonable and necessary support for the wife and the parties' minor child and shall be non-dischargeable in bankruptcy.

8. Wife shall be awarded the exclusive care, custody and control of the parties' minor child. Husband shall pay child support in the amount of $50.00 per week plus the Clerk's lawful commission of 5% or $2.50 commencing August 11, 1997. The Clerk shall disburse child support payments to the Wife.

9. The Temporary Restraining Order heretofore issued by this Court shall be made permanent.

10. Husband's visitation with the parties' minor child shall be reserved pending his making application to the Court.

11. The costs of this cause are taxed to Husband.

It is, therefore, **ORDERED, ADJUDGED and DECREED**, as follows:

1. Plaintiff, MERRELL STANLEY RIDLEY, is hereby awarded an absolute decree of divorce from Defendant, KENNETH WAYNE RIDLEY, and the parties are restored to all of the rights and privileges of unmarried persons.

2. As to the parties' real property located at 723 Willow trace Drive, Whites Creek, Tennessee, more formally known as:

> Land in Davidson County, Tennessee, being lot No. 22 on the Plan of the Second Revision of Willow Trace Subdivision, Phase One, of record in Book 7900, Page 14, as amended in Book 8020, Page 967, and Book 8046, Page 641, Register's Office for said County, to which plan reference is hereby made for a more complete description.
>
> Being the same property conveyed to Kenneth W. Ridley and Wife, Merrell S. Ridley by Deed and from William E. Powell, Sr., of record in Book 8050, Page 230, Register's Office for Davidson County Tennessee.

All the right, title and interest in the Defendant is divested out of the Defendant and vested into the Plaintiff as distribution of the marital property, subject to the indebtedness holding the Defendant harmless thereon.

3. As to the parties' real property located at 1213 Joseph Avenue, Nashville, Davidson County, Tennessee, more formally known as:

> Being Lot No. 37 on the Plan of Sharpe and Horn's second addition, as of record in Book 161, Page 53, Register's Office of said County.

Said Lot No. 37 fronts 50 feet on the westerly side of Joseph Avenue and runs back between parallel lines 145 feet to an alley.

Being the same property conveyed to Kenneth Wayne Ridley and wife, Merrell Stanley Ridley, by Deed from Annie Mae Stanley, Femme Sole, of record in Book 5240, Page 444, Register's Office for Davidson County, Tennessee.

All the right, title and interest in the Defendant is divested out of the Defendant and vested into the Plaintiff as distribution of the marital property, subject to the indebtedness holding the Defendant harmless thereon.

4. The parties have heretofore divided their personal property and neither is to make any claim upon the personal property in the possession of the other.

5. Wife is awarded all the personal property of the parties in her possession and title to same is divested out of husband and vested into wife.

6. Defendant shall be responsible and shall hold harmless the indebtedness to Suntrust Bank the same being reasonable and necessary support for the wife and the parties' minor child and shall be non-dischargeable in bankruptcy.

7. Wife is awarded the exclusive use and possession of the marital domicile.

8. Wife is awarded the exclusive care, custody and control of the parties' minor child.

9. Defendant's visitation is held in reserve pending his application to the Court for same.

10. Defendant shall inform the Circuit Court Clerk in writing the names and addresses of any new employers within thirty (30) days of such change.

11. The temporary injunction restraining and prohibiting husband from coming about molesting, bothering or interfering with wife is hereby made permanent.

12. The costs of this cause are assessed against the Defendant for which execution may lie if necessary.

ENTERED this 20th day of ~~August~~ October, 1997.

MURIEL ROBINSON, JUDGE

SUBMITTED FOR ENTRY:

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NATHANIEL H. KOENIG, #10252
Attorney for Plaintiff
303 Church Street, Suite 102
Nashville, Tennessee 37201-1786
(615) 244-0045

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been mailed, postage pre-paid by U.S. mail, to KENNETH WAYNE RIDLEY, 817 21st Avenue North, Nashville, TN 37208, this the 22 day of August, 1997.

NATHANIEL H. KOENIG

A:\RIDLEY.FDD

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STATE OF TENNESSEE

I, **RICHARD R. ROOKER,** Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the FOURTH Circuit Court for Davidson County, Tennessee, on the 20 day of OCTOBER , 19 97 , in the Case Number 97D1373 between RIDLEY, MERRELL STANELY Plaintiff, and RIDLEY, KENNETH WAYNE Defendant, as same remains of record in Book 274B , Page 1275 of the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 22 day of OCTOBER in the year one thousand nine hundred and ninety-seven and in the 222nd year of American Independence.

RICHARD R. ROOKER, Clerk,

By Mary W Berka
Deputy Clerk